

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

**UTILITY
PATENT APPLICATION
TRANSMITTAL***(Only for new nonprovisional applications under
37 C.F.R. 1.53(b))*

Attorney Docket No.

3033.1005-003

First Named Inventor or
Application Identifier

Darrell H. Carney

Express Mail Label No.

EV 214935180 US

Title of
Invention

Synthetic Peptide Neutrophil Cell Chemotactic Agents

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-145022141 U.S. PTO
10/7/18930

1. ☐ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification **Total Pages [20]**
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings *(if filed)*
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) **Total Sheets [6]**
☐ Fig. of the Drawings for Publication ☐
☒ No Figure to be Published
4. ☒ Oath or Declaration **Total Pages [2]**
- a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 C.F.R. 1.63(d))
(for continuation/divisional with Box 17 completed)
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program *(Appendix)*

6. ☒ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
- a. ☒ Computer Readable Form
 - b. ☒ Paper Copy (identical to computer copy)
[3] Pages
 - c. ☒ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & documents)
☒ Assignee - Chrysalis Biotechnology
Galveston, TX
8. ☐ Power of Attorney ☐ 37 C.F.R. 3.73(b) Statement
9. ☐ English Translation Document *(if applicable)*
10. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard
13. ☐ Small Entity Statement(s)
- 14a. ☐ Foreign Priority Claim under 35 U.S.C. §119 or 365
- 14b. ☐ Certified Copy of Priority Document(s)
15. ☐ Nonpublication Request *(check parent application)*
16. ☒ Other Remarks; Copy of Revocation of Powers of Attorney and Appointment of New Attorney's and/or Agents with Certificate Under 37 CFR §3.73(b) and Assignment

17. If a **CONTINUING APPLICATION**, check appropriate box; supply the requisite information.

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/777,328

Prior application information: Examiner: Ungar, S.

Group Art Unit: 1642

The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is hereby incorporated by reference.

*(Add standard Related Applications section with incorporation by reference to specification or update same)***18. CORRESPONDENCE ADDRESS**

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Signature	<i>Helen Lee</i>	Date	<i>November 20, 2003</i>
Submitted by Typed or Printed Name	Helen Lee	Reg. Number	39,270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Darrell H. Carney and Shyam Ramakrishnan

Continuation Application of

Application No.: 09/777,328

Filed: February 5, 2001

For: SYNTHETIC PEPTIDE NEUTROPHIL CELL CHEMOTACTIC AGENTS

Date: <u>11-20-03</u>
EXPRESS MAIL LABEL NO. <u>EV 214 935180 US</u>

REMARKS

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-captioned application is a continuation of application number 09/777,328 ('328) filed on February 5, 2001 to which priority is claimed under 35 U.S.C. § 120. The '328 application is a continuation of application number 08/330,594 filed on October 28, 1994, now U.S. Patent No. 6,184,342.

The specification of the present application is substantially the same as that of the '328 application. The specification has been revised to incorporate amendments entered in the '328 application. The specification has been amended to correct typographical errors. The related applications paragraph has been revised to include a specific reference to the '328 application. The pages of the "Sequence Listing" have been numbered independently of the numbering of the remainder of the application to comply with the Sequence Rules 37 C.F.R. §§ 1.821-1.825, as revised on November 7, 2000. The pages of the specification have been renumbered to reflect the renumbering of the pages of the "Sequence Listing". No new matter has been added with these amendments to the specification.

Claims 1-14, as presented in the '328 application, have been omitted and remaining Claims 15-22 have been renumbered sequentially beginning with Claim 1.

A copy of the "Sequence Listing" in computer readable form as required by 37 C.F.R. § 1.821(e) has been submitted with the above-captioned application.

Pursuant to 37 C.F.R. § 1.63(d)(4), please note that a new Power of Attorney was submitted in Application No. 09/777,328. Please send all correspondence in the above-identified continuation application to: Customer No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please direct all telephone calls to Steven G. Davis, Esq. at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

Helen Lee

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Dated: *November 20, 2003*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Darrell H. Carney and Shyam Ramakrishnan

Application No.: 09/777,328

Group: 1642

Filed: February 5, 2001

Examiner: Ungar, S.

Confirmation No.: 3760

For: SYNTHETIC PEPTIDE NEUTROPHIL CELL CHEMOTACTIC AGENTS

Date: <u>11-20-03</u> EXPRESS MAIL LABEL NO. <u>EV214935180US</u>
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PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition the Commissioner for Patents to extend the time for filing a Reply to the Office Action dated May 20, 2003 for three months from August 20, 2003 to November 20, 2003 under 37 C.F.R. § 1.136(a).

In lieu of a Reply, a Continuation Application is being filed concurrently herewith.

	<u>Small Entity</u>	<u>Other than Small Entity</u>
1 month -	\$ 55	\$ 110
2 months -	\$ 210	\$ 420
3 months -	X \$ 475	\$ 950
4 months -	\$ 740	\$1,480
5 months -	\$1,005	\$2,010

- [X] A check is enclosed in the amount of the extension fee indicated above, or the extension fee has been included in the check with the accompanying Reply.
- [] Please charge Deposit Account No. 08-0380 in the amount of \$[] to cover the cost of the extension fee.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380. One duplicate copy of this letter is enclosed.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Helen Lee
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Concord, Massachusetts 01742-9133

Dated: November 20, 2003